



State of California
Department of Resources Recycling & Recovery (CalRecycle)
CalRecycle 109A (Rev. 3/12)

DUTY STATEMENT

Classification: Attorney		Position Number: TBD
Division/Office/Section: Executive Offices/Legal Office		
Location: 1001 I Street, Sacramento	Effective Date:	
Name: TBD	Supervision Exercised: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Supervisor's Name: Alexander Branch		
Collective Bargaining Identifier (CBID): 02		

CURRENT/PROPOSED

Under the general direction of the Assistant Chief Counsel and the Chief Counsel, the incumbent performs various duties within the Legal Affairs Office.

ESSENTIAL FUNCTIONS

- 45% Provides legal services, including legal research, analysis and recommendations related to the implementation of Department programs. Provides legal services, including legal research, analysis, and recommendations.
- Assists program staff with review of Department action items for legal implication of proposed actions and/or policy and for accuracy of legal citations. Attends meetings to advise on aspects of the program. Provides technical assistance regarding solid waste management law to local government counsel in furtherance of local planning and environmental and public health, safety, and environmental enforcement responsibilities. Assists in coordination with other state and local governmental entities regarding development and implementation of programs.
- 40% Provides advice regarding enforcement and implementation of programs and regulations. Assists with and prosecutes administrative enforcement actions.
- Assists in drafting regulations for various programs throughout the Department. Ensures performance of all legal responsibilities regarding the development and adoption of regulations, including requirements of the Administrative Procedure Act and procedures of the Office of Administrative Law. Coordinates with legal departments of other affected agencies.
- 10% Together with the Attorney General, represents the Department in all complex and difficult litigation brought on behalf of or against the Department. Recommends and the Director regarding position to be taken by the Department in litigation. Develops strategy and tactics in the most complex matters and disputes. Represents the Department under the direction of the Chief Counsel in the most difficult of complex negotiation.

MARGINAL FUNCTIONS

- 5% Provides direct assistance, recommendation and advice to the Chief Counsel, the Director, Deputy and Assistant Directors on pertinent legal issues as requested.

I have read and understood the duties and essential functions of the position and can perform these duties with or without reasonable accommodation:		Date:
Employee Signature:		
I certify that the above accurately represent the duties of the position:		Date:
Supervisor Signature:		
PERSONNEL USE ONLY: This personnel transaction has been reviewed and approved by:		
C&P Analyst:	Date Approved:	

SPECIAL REQUIREMENTS OF POSITION (IF ANY):

- ☒ Designated under Conflict of Interest Code.
- ☐ Duties performed may require annual physical.
- ☐ Duties require participation in the DMV Pull Notice Program (drives on state business 6 or more time per month).
- ☐ Requires the utilization of a self-contained breathing apparatus.*
- ☐ Operates heavy motorized vehicles.*
- ☐ Requires repetitive movement of heavy objects.*
- ☐ Performs other duties requiring high physical demand.* (Explain below)

*May require a pre-employment medical examination.

ESSENTIAL FUNCTIONS OF POSITION

- ☒ **VISION** – You must have sufficient vision to perform the following duties: identify resource requirements and prepare supporting materials; monitor all division contracts; develop training programs and examination planning; review legislation, prepare and initiate personnel transactions.
- ☒ **HEARING** – Your hearing must be sufficiently acute to perform following duties: perform phone consultations; take oral instructions from division management and personnel in other divisions
- ☒ **SPEECH** – You must have sufficient ability to speak to perform following duties: report budget, personnel, legislation, training, and administrative issues to management; speak on the phone; interact with division staff
- ☐ **CARDIAC/CIRCULATORY SYSTEM** – Your cardiac/circulatory system must be in sufficient condition to perform the following duties:
- ☐ **RESPIRATORY SYSTEM** - Your respiratory system must be in sufficient condition to perform these duties:
- ☐ **ORTHOPEDIC** – You must have the ability to use the following selected body parts – a. neck, b. shoulder, c. arm, d. elbow, e. wrist, f. hand, g. finger, h. spine, i. back, j. hip, k. leg, l. knee, m. ankle, n. foot, o. toe, to perform the following duties: use computer (a, b, c, d, e, f, g); attend meetings (h, i, j, k, l, m, n); and, use of appropriate body parts to perform other duties of this position
- ☒ **MANUAL DEXTERITY** – You must be able to perform the following duties involving manual dexterity: use the computer; telephone, calculator; FAX machine; drive vehicle to meetings, conferences workshops, etc.
- ☐ **BENDING, STOOPING, KNEELING** – You must be able to bend at the knee or waist, stoop, and kneel to perform the following duties:
- ☒ **SITTING OR STANDING** – You must be able to sit or stand for extended periods of time to perform the following duties: attend meetings, tour facilities, sit at desk for extended periods of time to perform division administrative duties that are mandatory for this position
- ☐ **LIFTING** – You must be able to lift up to pounds to perform the following duties:
- ☒ **CONCENTRATION** – You must be able to continuously concentrate to perform the following duties: develop division budget and work plans; research civil service classifications; analyze organizational structure; maintain and develop division administrative policies; develop priorities for use of division's line item expenditures; prioritize and monitor division contracts; develop and coordinate division training programs; review legislation
- ☐ **EQUILIBRIUM/BALANCE** – You must be able to perform the following duties in such a manner that you do not jeopardize the safety of others:
- ☐ **LOSS OF AWARENESS OR CONSCIOUSNESS** - You must be able to perform the following duties in such a manner that you do not jeopardize the safety of others:
- ☐ **CONTAGIOUS OR COMMUNICABLE DISEASE** - You must be able to perform the following duties in such a manner that you do not jeopardize the safety of others:
- ☐ **DRIVING OR OPERATING DANGEROUS EQUIPMENT** – You must be able to drive or operate dangerous equipment to perform the following duties:
- ☐ **Do you have any other physical or mental condition or limitation not listed above that prevent you from performing the essential functions of this position as described in this job description?**

EMPLOYEE CERTIFICATION

- ☐ Yes. I am able to perform all of the above listed essential functions of the position, and have no physical or mental condition or limitation that prevent or otherwise impair me from doing so.
- ☐ Yes, I am able to perform all of the above-listed essential functions of the position, but will require reasonable accommodation in order to do so.
- ☐ No, I am unable to perform one or more of the above-listed essential functions of the position, even with reasonable accommodation.
- ☐ I am not sure if I am able to perform on or more of the above-listed essential functions of the job.

Signature